PART B - FEE(S) TRANSMITTAL Complete and send this forth, together wi pplicable fee(s), to: Mail Mail Stop ISSU Commissioner for Patents P.O. Box 1450 JUL 3 0 2004 Alexandria, Virginia 22313-1450 (703) 746-4000 or Fax INSTRUCTIONS: No form should be seed for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks I through 4 should be completed where appropriate. All further prespondence according to the current correspondence address as indicated unless corrected and a separate "FEE ADDRESS" for maintesfance fee notification CURRENT CORRESPONDENCE ADDRESS (Note: Legibly mark-up with any corrections or use Block 1) Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission. 21005 7590 05/11/2004 HAMILTON, BROOK, SMITH & REYNOLDS, P.C. Certificate of Mailing or Transmission I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO, on the date indicated below. 530 VIRGINIA ROAD P.O. BOX 9133 CONCORD, MA 01742-9133 Pamela Sarno (Depositor's name) (Signature) aino 40-85-4 (Date) APPLICATION NO. FILING DATE FIRST NAMED INVENTOR ATTORNEY DOCKET NO. CONFIRMATION NO. 10/008,871 $3300.1014 \div 007$ 11/16/2001 David L. Brock 5037 TITLE OF INVENTION: SURGICAL INSTRUMENT APPLN. TYPE SMALL ENTITY ISSUE FEE PUBLICATION FEE TOTAL FEE(S) DUE DATE DUE nonprovisional YES \$665 \$965 08/11/2004 **EXAMINER** ART UNIT **CLASS-SUBCLASS** PHILOGENE, PEDRO 3732 606-130000 1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363). Hamilton, Brook, & Reynolds, P.C. 2. For printing on the patent front page, list (1) the Smith names of up to 3 registered patent attorneys or agents OR, alternatively, (2) the name of a single ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached. firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent ☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer attorneys or agents. If no name is listed, no name Number is required. will be printed. 3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type) PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. Inclusion of assignee data is only appropriate when an assignment has been previously submitted to the USPTO or is being submitted under separate cover. Completion of this form is NOT a substitute for filing an assignment. (A) NAME OF ASSIGNEE (B) RESIDENCE: (CITY and STATE OR COUNTRY) endoVia Medical, Inc. Norwood, Massachusetts Please check the appropriate assignee category or categories (will not be printed on the patent); government 4a. The following fee(s) are enclosed: 4b. Payment of Fee(s): Issue Fee A check in the amount of the fee(s) is enclosed. 2 Publication Fee ☐ Payment by credit card. Form PTO-2038 is attached. The Director is hereby authorized to charge the equive feets, or credit any overpayment, to Deposit Account Number 08-0380 (enclose an extra copy of this form). Advance Order - # of Copies ____ Director for Patents is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. (Authorized Signature) -7/28/04 NOTE; The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office. 08/02/2004 MMEKONE1 00000002 10008871 This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Alexandria, Virginia 22313-1450. 01 FC:2501 665.00 OP 02 FC:1504 300.00 DP

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMIT THIS FORM WITH FEE(S)

03 FC:8001

45.00 OP